IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated : Nainital the February 08, 2006
Criminal Misc. Bail Application No.20 of 2006
Order on the bail application of accused

CRIMINAL SIDE

Santosh Srivastava
S/o Shri Ram Pal
R/o Umarpur,
Police Station Kotwali, Mainpuri
District Mainpuri (U.P.) ...Applicant

Versus

State of Uttaranchal ...Opposite Party

Arising out of case crime No. 4193 of 2005
Under Sections 379/411 I.P.C., 41/102 Cr.P.C. and 2/3 Gangster Act
Police Station - Haldwani
Disrtict Nainital

Hon'ble J.C.S.Rawat, J.

Heard Sri Lalit Sharma learned counsel for the applicant and learned A.G.A. for the State.

Perused the record. The accused has been challaned in case crime No.4193/2005 under sections 379/411 I.P.C. and 41/102 Cr.P.C. and 2/3 Gangster Act by the Haldwani Police. There are other cases, which have been shown in the gangchart, the accused has already been released on bail. The learned A.G.A. has also conceded that the accused has been enlarged on bail in other cases and the copies of the bail orders have been shown before this Court. It was contended on behalf of the applicant that the applicant-accused was not present at the spot at the time of recovery and the name of the applicant was disclosed by the co-accused Lookman. Having considered the aforesaid facts and circumstances of the case, I think, it would be just and proper to release the applicant on bail at this stage.

Let the applicant-accused be released on bail on executing a personal bond and two sureties each in the like amount to the satisfaction of the C.J.M. concerned.

(J.C.S. Rawat, J.)

Dated 08.02.2006

LSR